



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Andrew S. Hildebrant, et al.

Serial No.: 10/681,068

Examiner: Frank M. Leiva

Filing Date: October 7, 2003

Group Art Unit: 3714

Title: COST ESTIMATION FOR DEVICE TESTING

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria VA 22313-1450

TRANSMITTAL OF APPEAL BRIEF

Sir:

Transmitted herewith is the Appeal Brief in this application with respect to the Notice of Appeal filed on October 28, 2008.

The fee for filing this Appeal Brief is (37 CFR 1.17(c)) **\$30.00**. \$510 was paid during a previous appeal attempt.
(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

☐ (a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)(1)-(5)) for the total number of months checked below:

- | | | |
|--------------------------|--------------|-----------|
| <input type="checkbox"/> | one month | \$ 120.00 |
| <input type="checkbox"/> | two months | \$ 460.00 |
| <input type="checkbox"/> | three months | \$1050.00 |
| <input type="checkbox"/> | four months | \$1640.00 |

☐ The extension fee has already been filled in this application.

☒ (b) Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account **50-4018** the sum of **\$30.00**. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account **50-4018** pursuant to 37 CFR 1.25.

A duplicate copy of this transmittal letter is enclosed.

☒ I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit: January 28, 2009 OR

☐ I hereby certify that this paper is being submitted electronically via EFS-Web to the Patent and Trademark Office on the date shown below.

Date of submission:

Typed Name: Gregory W. Osterloth

Signature: /Gregory W. Osterloth/

Respectfully submitted,

Andrew S. Hildebrant, et al.

By

/Gregory W. Osterloth/

Gregory W. Osterloth
Attorney/Agent for Applicant(s)

Reg. No. 36,232

Date: January 28, 2009

Telephone No. 303-295-8205



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